

Loy, Norman

From: Estrada, Sue M
Sent: Wednesday, March 08, 2017 2:10 PM
To: Loy, Norman
Subject: Lock up Items Update
Attachments: 83183.xls

Please see the attached as requested. Let me know if you have any questions. Thanks.

~ Sue

Susan M. Estrada, Assistant to
James L. Bennett, County Attorney and
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Pinellas County

315 Court Street, 5th Floor
Assembly Room
Clearwater, Florida 33756

Staff Report

Agenda - item # 20

File #: 16-730A, **Version:** 1

Agenda Date: 5/24/2016

Subject:

Offer of settlement in the case of Paul Hanson v. Pinellas County - Circuit Civil Case No. 15-006299-CI-21 - allegations of negligence resulting in personal injuries.

Recommended Action:

Approval to accept an offer of settlement in the case of Paul Hanson v. Pinellas County - Circuit Civil Case No. 15-006299-CI.

Strategic Plan:

N/A

Summary:

The above-referenced case is being brought to the Board of County Commissioners for consideration in accordance with the confidential memorandum of May 24, 2016.

Background Information:

N/A

Fiscal Impact:

Unknown.

Staff Member Responsible:

James L. Bennett, County Attorney
John A. Powell, Jr., Sr. Assistant County Attorney

Partners:

N/A

Attachments:

N/A



Pinellas County

315 Court Street, 5th Floor
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Clearwater, Florida 33756

Staff Report

File #: 16-730A

Agenda Date: 5/24/16

Subject:

Offer of settlement in the case of Paul Hanson v. Pinellas County; Circuit Civil Case Number 15-006299-CI-21.

Recommended Action:

Approval to accept an offer of settlement in the amount of \$117,500.00, in the case of Paul Hanson v. Pinellas County.

Strategic Plan:

N/A

Summary:

This lawsuit arises as a result of a bicycle accident that occurred during an organized cycling event held on December 7, 2013, on C.R. 679/Pinellas Bayway. Plaintiff alleges that the tire of his bicycle fell into a gap between a metal stormwater grate and the surface of the roadway causing his bicycle to stop abruptly, throw him from his bicycle, thus causing personal injuries. Plaintiff broke his collarbone, several ribs, a wrist, as well as other orthopedic injuries. His medical bills totaled in excess of \$63,000.00. He additionally sustained property damages of approximately \$2,000.00. No wage losses were claimed.

Plaintiff alleges that Pinellas County was negligent in the maintenance of its roadway. The roadway in question was constructed by FDOT per its design specifications. The stormwater grates in the roadway were appropriate for vehicular use. FDOT transferred the roadway south of the Bunces Pass Bridge to the County late in 2000. In mid-2005, the County contracted with an engineering firm to design, among other things, a bicycle path along the western side of southbound C.R. 679 from just north of the Bunces Pass Bridge, across the bridge and down into Ft. DeSoto Park. The stormwater grates were not modified to one designed for pedestrian and bicycle use.

As part and parcel to this negotiated settlement, Plaintiff will execute a release of all claims against the County and voluntarily dismiss the above-referenced lawsuit with prejudice. Risk Management, County Administration and County Attorney staff met and reached the conclusion to recommend that the Board of County Commissioners accept this offer of settlement in the amount of \$117,500.00.

Background Information:

N/A

Fiscal Impact:

\$117,500.00

Staff Member Responsible:

James L. Bennett, County Attorney

John A. Powell, Jr., Sr. Assistant County Attorney

Partners:

N/A

Attachments:

N/A

BOARD RECORDS

ITEMS BEING HELD IN LOCK-UP

10/25/2016

BCC MEETING DATE		ITEM NO.	DESCRIPTION OF ITEM	DATE RELEASED AND AUTHORITY
1	1/28/2014	20	Consideration of Proposal for Settlement in the Case of Shannon Baker, as Personal Representative of the Estate of Andrew James Cavanaugh, Deceased, v. Board of County Commissioners, Pinellas County, Florida, State of Florida ,Board of County Commissioners, Pinellas County, Florida, State of Florida, Department of Transportation, and Depositors Insurance Company Circuit Civil Case Number 10-16223-CI-15	JAP - do not remove
2	12/2/2014	15	Recommendation to Reject Settlement in the Case of GCS Energy Recovery of Pinellas, Inc. v. Pinellas County Circuit Civil Case Nos. 2014-005220-CI-13 and 14-006566-CI-11	DSC/JAM - do not remove
3	9/10/2015	31	Recommendation to Reject a Proposal for Settlement in the Case of The Richman Group of Florida, Inc. v. Pinellas County Circuit Civil Case No. 14-005608-CI-15.	NSM - do not remove
4	1/12/2016	25	Proposal of Settlement served by the Plaintiff's counsel in the Case of Shannon Baker, as Personal Representative of the Estate of Andrew James Cavanaugh, Deceased, v. Board of County Commissioners, Pinellas County, Florida, State of Florida ,Board of County Commissioners, Pinellas County, Florida, State of Florida, Department of Transportation, and Depositors Insurance Company Circuit Civil Case Number 10-16223-CI-15	JAP - do not remove
5	4/12/2016	19	Offer of settlement in the case of Linda Holbrook v. Pinellas County - Sixth Judicial Circuit Case No. 15-003952-CI-21	JAP - okay to release <i>6/6/16</i>
6	5/24/2016	20	Approval to accept an offer of settlement in the case of Paul Hanson v. Pinellas County - Circuit Civil Case No. 15-006299-CI.	JAP - okay to release <i>3/8/17</i>
7	7/19/2016	28	Proposed settlement in the case of James E. Parks v. Pinellas County; Circuit Civil Case No. 15-003435-CI-15 - allegations of negligence resulting in personal injuries and property damages.	JAP - okay to release <i>3/8/17</i>
8	7/19/2016	29	Proposed settlement in the case of Frank Brinson v. Pinellas County; Workers' Compensation, Office of the Judges of Compensation Claims Case Number 16-010037SLR.	KLV - okay to release <i>3/8/17</i>
9	10/25/2016	25	Settlement offer in the case of Roderick Fordham v. Pinellas County Sheriff's Office/Pinellas County Risk Management - Workers' Compensation Case No. 14-023702SLR.	NSM - okay to release <i>3/8/17</i>